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CHAPTER 170
OREGON STATE TREASURY

FILING CAPTION: Amending Unclaimed Property rules to conform to statutory changes and to provide clarification

EFFECTIVE DATE: 03/20/2026

AGENCY APPROVED DATE: 03/17/2026

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RULES:
170-140-0100, 170-140-0105, 170-140-0110, 170-145-0010, 170-145-0020, 170-145-0025, 170-145-0100

AMEND: 170-140-0100

RULE TITLE: Information Required on Property Claim Form

NOTICE FILED DATE: 12/16/2025

RULE SUMMARY: Rule updates required information on unclaimed property claims and updates indemnification language to better align with other relevant statutes.

RULE TEXT:
(1) To be complete, the Property Claim form must include the following information:
(a) The Claimant's name:
(A) If the Claimant is an individual, the Claimant's first and last names; or
(B) If the Claimant is an Entity, the Entity's legal name.
(b) The Claimant's current mailing address;
(c) The Claimant's current street address, if different than the mailing address;
(d) A current and reliable phone number for the Claimant;
(e) A current email address for the Claimant, if available;
(f) Prior names or alias(es) of the Claimant, if applicable; and
(g) Previous address(es) of the Claimant, if applicable.
(h) A description of:
(A) The nature of the Property being claimed; and
(B) The Claimant's interest in the Property.
(2) If the claimed Property is co-owned by another Person, the completed Property Claim form may include the co-Owner's:
(a) Name:
(A) If the co-Owner is an individual, the co-Owner's first and last names; or
(B) If the co-Owner is an Entity, the Entity's legal name.
(b) The co-Owner's current mailing address;

(c) The co-Owner's current street address, if different than the mailing address;
(d) A current and reliable phone number for the co-Owner;
(e) A current email address for the co-Owner, if available;
(f) Prior names or alias(es) of the co-Owner, if applicable; and
(g) Previous address(es) of the co-Owner, if applicable.
(3) The Property Claim form must include a declaration immediately above the Claimant's signature and in prominent font as follows:

"I declare under penalty of perjury that to the best of my knowledge, information and belief I am entitled to the Property described in this Property Claim form and that the information, records or statements provided in support of this Claim do not contain false or fraudulent information. I further acknowledge that presenting a false claim may give rise to personal liability under the False Claims Act, Oregon Revised Statutes (ORS) 180.750 to 180.785."

(4) If the total value of the Property being claimed is more than $2,500.00, the Claimant's signature must be notarized.
(5) If the Claimant is not the original Owner, then the Claimant must provide a description of the relationship between the Claimant and the original Owner.
(6) If the Claimant is the heir or devisee of a deceased Owner, the Claimant must provide a description of the Claimant's relationship to the deceased Owner.
(7) To help expedite the Claim, the Claimant may voluntarily provide the Claimant's full or partial (i.e., last four digits) Social Security number to the Treasurer. The Treasurer will use the Social Security number to verify the Claimant's entitlement to the claimed Property and will not disclose Claimant's Social Security number unless required to do so by law or court order.

STATUTORY/OTHER AUTHORITY: ORS 98.422, ORS 178.050

STATUTES/OTHER IMPLEMENTED: ORS 98.392

AMEND: 170-140-0105

REPEAL: Temporary 170-140-0105 from OST 1-2025

RULE TITLE: Required Attachments to Property Claim Form

NOTICE FILED DATE: 12/16/2025

RULE SUMMARY: Adds required evidence for an heir to claim county tax foreclosure surplus proceeds and provides a method to prioritize competing claims.

RULE TEXT:

The Claimant must provide all the documents or other records required under this rule as attachments to the Property Claim Form or uploaded through the online Unclaimed Property Portal.

(1) Original Owner. If the Claimant is the original Owner, the Claimant must provide:

(a) The Claimant's current photo identification or other evidence to prove the identity of the Claimant (e.g., Driver's license);

(b) Proof of current mailing address; and

(c) Sufficient evidence to establish the Owner's legal entitlement to Property.

(2) Successor of Original Owner. If the Claimant is a Successor of the original Owner, the Claimant must provide the Claimant's current photo identification or other evidence to prove the identity of the Claimant (e.g., Driver's license), proof of current mailing address, and sufficient evidence to establish:

(a) The original Owner's legal entitlement to the claimed Property; and

(b) Sufficient evidence to establish the Claimant's legal entitlement to the claimed Property as a Successor.

(3) Heirs. If the Claimant is an heir of a Decedent, the Claimant must provide:

(a) When the value of the Property is $1,000.00 or more, but not more than $10,000:

(A) an Affidavit in Lieu of Probate: or

(B) Evidence of probate or the filing of probate under ORS chapters 111, and 113 – 117.

(b) When the value of the Property is more than $10,000.00, evidence of probate or the filing of probate under ORS chapters 111, and 113 – 117.

(c) When the funds are Oregon country tax foreclosure surplus:

(A) A copy of the former owner's death certificate;

(B) A copy of the former owner's will, if any;

(C) A statement that the estate is not being probated and that a small estate affidavit is not being filed for the estate;

(D) The identity of each beneficiary of the claim;

(E) The proportion of the surplus distributable to each beneficiary; and

(F) Signatures of all beneficiaries of the claim acknowledging their participation in the claim.

(G) If there are multiple heirs, an heir who has occupied the property as a primary residence for more than one year is presumed to have authority to receive the surplus on behalf of all heirs, in the absence of a written agreement among heirs or objection by the heir.

(H) If there are multiple heirs who occupied the property as a primary residence for more than a year, the heir who occupied the property at the time of foreclosure has priority if the Treasurer receives multiple claims from heirs who occupied the property as their primary residence for more than a year.

(4) Creditor. If the Claimant is a creditor of a Property Owner, the Claimant must provide:

(a) A valid Writ of Garnishment; and

(b) Any other evidence sufficient to establish the Claimant is legally entitled to the claimed Property.

(5) Purchaser of a Negotiable Instrument. If a Claimant purchased a negotiable instrument (e.g., cashier's check, money order, certified check, traveler's check), from the Owner (i.e., the payee), the Claimant must provide:

(a) the Claimant's current photo identification or other evidence to prove the identity of the Claimant (e.g., Driver's license);

(b) Proof of current mailing address; and

(c) The negotiable instrument, lost instrument bond if required by the Treasurer, or evidence of payment satisfying the obligation to the payee.
(6) Claim for Securities. If the Claimant is claiming securities, the Claimant must provide:
(a) the Claimant's current photo identification or other evidence to prove the identity of the Claimant (e.g., Driver's license);
(b) Proof of current mailing address;
(c) The original security certificate, or lost instrument bond if required by the Treasurer; and
(d) The Owner's social security number as provided by the United States Security and Exchange Commission under 17 CFR § 240.17a-3.

STATUTORY/OTHER AUTHORITY: ORS 98.422, ORS 178.050

STATUTES/OTHER IMPLEMENTED: ORS 98.932, ORS 312.125

AMEND: 170-140-0110

RULE TITLE: Required Attachments when Claim Filed on Behalf of a Claimant

NOTICE FILED DATE: 12/16/2025

RULE SUMMARY: Rule formalizes a long-term program policy to require unredacted contracts and powers of attorney for claims filed by licensed finders or agents

RULE TEXT:
In addition to the requirements under OAR 170-040-0105, an Agent or Employee filing a Claim on behalf of a Claimant must provide all the documents or other records required under this rule.
(1) Generally. An Agent must provide an original, unredacted Power of Attorney or other written, unredacted and notarized statement provided by each Claimant authorizing the Agent to file a Claim on behalf of the Claimant.
(2) Licensed Finder. The Licensed Finder must provide the following documents with the Property Claim Form:
(a) An original, unredacted Power of Attorney or other written and notarized statement provided by each Claimant authorizing the Licensed Finder to file a Claim on behalf of the Claimant;
(b) A copy of the Licensed Finder's Investigator license issued by the Oregon Department of Public Safety, Standards and Training under ORS 703.430; and
(c) An unredacted contract and affidavit, if separate from the contract, signed by each Claimant for the specified types of Property as determined by the Treasurer.
(3) Guardian or Conservator. The Person filing a Claim on behalf of an incapacitated Person or a minor must provide a certified copy of the guardianship or conservatorship appointment.
(4) Employee on behalf of a Business or Governmental Entity. The Person filing a Claim on behalf of a Business Entity or Governmental Entity must provide the following documents with the Property Claim Form:
(a) Evidence of the Claimant's Business Tax ID or Federal Tax ID number; and
(b) An original statement delegating the authority to the Employee to file a Claim on behalf of the Entity on the Entity's letterhead. The delegation must be signed by an individual authorized to bind the Entity, such as an officer of the corporation, the director of a state agency, county executive, or city manager, managing member of the limited liability company, or partner of a partnership; and
(5) Agent on behalf of a Business or Governmental Entity. The Person filing a Claim on behalf of a Business Entity or Governmental Entity must provide the following documents with the Property Claim Form:
(a) Evidence of the Claimant's Business Tax ID or Federal Tax ID number;
(b) If the Entity directs the Treasurer to deliver Property to the Agent rather than the Entity, then evidence of the Agent's Federal Tax ID number;
(c) An original Power of Attorney authorizing the Agent to submit a Claim on behalf of the Entity. The Power of Attorney must be signed by an individual authorized to bind the Entity, such as, an officer of the corporation, director of a state agency, county executive, or city manager, managing member of the limited liability company, or partner of a partnership; and
(d) An original statement on the Entity's letterhead signed by an individual authorized to bind the Entity, such as an officer of the corporation, the director of a state agency, county executive, or city manager, managing member of the limited liability company, or partner of a partnership, that:
(A) Recites the authority of the individual to bind the Entity;
(B) Acknowledges that the individual has executed a Power of Attorney authorizing the Agent to submit a Claim on behalf of the Entity;
(C) Includes the name and address of the Agent; and
(D) Directs the Treasurer to whom payment should be delivered if any Property is due the Entity under the Claim.
(6) Agent on behalf of a Dissolved Business Entity. The Person filing a Claim on behalf of a Dissolved Business Entity must provide the documents required under section (5) of this rule and the following documents with the Property Claim Form:

(a) If the Business Entity is a corporation or a limited liability company, a copy of the articles of dissolution; or
(b) If the Business Entity is a partnership, a copy of the partnership agreement or other agreement between the partners describing how partnership assets are to be distributed.
(7) Agent on Behalf of a Business Entity in Bankruptcy. The Person filing a Claim on behalf of Business Entity in bankruptcy must provide the documents required under section (5) of this rule and the following documents with the Property Claim Form:
(a) A copy of the order appointing the bankruptcy trustee; and
(b) An original Power of Attorney that authorizes the Agent to submit a Claim on behalf of the trustee in bankruptcy or on behalf of the Person or Entity authorized by the bankruptcy court to make a Claim on behalf of the bankruptcy estate.
(8) Business Entity Formerly in Bankruptcy. The Person filing a Claim on behalf of a Business Entity formerly in bankruptcy must include the documents required under section (4) of this rule and a copy of the order of discharge or other order establishing that the bankruptcy trustee abandoned the bankruptcy estate's interest in the Unclaimed Property.

STATUTORY/OTHER AUTHORITY: ORS 98.422, ORS 178.050

STATUTES/OTHER IMPLEMENTED: ORS 98.392

AMEND: 170-145-0010

RULE TITLE: Determining When Holders Must Report Property

NOTICE FILED DATE: 12/16/2025

RULE SUMMARY: Adding new timeframes for property being presumed abandoned based on statutory changes made during the 2025 legislative session (ORS 98), which took effect January 1, 2026.

RULE TEXT:
Property becomes Reportable when presumed abandoned under Exhibit A in the table attached to this rule.

STATUTORY/OTHER AUTHORITY: ORS 178.050, ORS Chapter 98

STATUTES/OTHER IMPLEMENTED: ORS 62.720, ORS 98.302 - 98.436, ORS 98.992

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Exhibit A
OAR 170-145-0010

OAR 170-145-0010
Determining When Holders Must Report Property

Property becomes Reportable when presumed abandoned under the following table:

(1) **All Holders**

If the Property is:	**And has been Dormant or Inactive for more than:**	**After the:**
(a) Intangible personal property in the course of a dissolution of a business association or Financial Institution	One year	The date of final distribution
(b) Unpaid wages, including commissions, and wages represented by uncashed payroll checks owing in the Holder's ordinary course of business	One years	Date the instrument becomes due and payable
(c) Property held in a safety deposit box or any other safekeeping repository in Oregon	Two years	Date the lease or rental period expired
(d) Assets of a dissolved cooperative	Two years	Date of final distribution
(e) Any Credit Memo issued in the Holder's ordinary course of business	Three years	Credit Memo becomes payable or distributed without Positive Owner Contact
(f) Any other disbursements issues during the Holder's ordinary course of business	Three years	Date it became payable or distributable notwithstanding the Owner's failure to make demand or to present any instrument or document required to receive payment
(g) All intangible personal property, not otherwise covered by ORS 98.302 to 98.436 and 98.992, including any income or increment thereon	Three years	Date it became payable or distributable notwithstanding the Owner's failure to make demand or to present any instrument or document required to receive payment

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If the Property is:	And has been Dormant or Inactive for more than:	After the:
(h) Money order or similar written instrument other than a third-party bank check	Seven years	Money order has been outstanding after its issuance
(i) Traveler's check	15 years	After its issuance, unless the owner has communicated in writing with the issuer concerning the traveler's check

(2) **All Holders holding Property in a fiduciary capacity**

If the Property is:	And has been Dormant or Inactive for more than:	After the:
(a) Intangible personal property and any income or increment thereon, including but not limited to, property management security deposits, attorney trust accounts, escrow accounts, and trust accounts	Three years	It becomes payable or distributable, increased or decreased the principal, accepted payment of principal or income, corresponded in writing concerning the property, or otherwise indicated an interest as evidenced by a memorandum on file with the fiduciary
(b) Funds in an individual retirement account or a retirement plan or a similar account or plan established under the Internal Revenue laws of the United States	Three years	Distribution of all or part of the funds comes mandatory under the terms of the account or plan and the Holder is unable to distribute
(c) Funds in an account established under ORS 126.805 to ORS 126.886	Three Years	Not payable or distributable unless the minor on whose behalf the account was opened attains the age of 21 years

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(3) **Business Association**

If the Property is:	And has been Dormant or Inactive for more than:	After the:
(a) Stock, certificates of ownership, or other intangible equity ownership interests in a Business Association	Three years	The requirements under ORS 98.322 are met
(b) Dividends, profit distributions, interest, payment on principle, or other sum	Three years	The requirements of ORS 98.322 are met
(c) Digital assets	Three years	The requirements of ORS 98.324 are met

(4) **Financial Institution**

If the Property is:	And has been Dormant or Inactive for more than:	After the:
(a) Any sum payable on a Credit Union drawn check, draft or similar instrument, including a cashier's check and a certified check that are due or standing in the name of a member, beneficiary, or other Person	Three years	Date it became payable or the date of its issuance if payable on demand subject to the requirements of ORS 98.308
(b) Any demand, savings or matured time deposit, including a deposit that is automatically renewable, and any funds paid toward the purchase of a share, mutual investment certificate or any other interest	Three years	Date of the last Positive Owner Contact subject to the requirements under ORS 98.308
(c) Any certificate of deposit in the form of a Dividend Reinvestment Plan	Three years	First maturity date after the Holder determines that the Owner cannot be located
(d) Any funds payable for which a Financial Institution is directly liable, including checks, drafts, cashier's checks, certified checks, or similar instruments	Three Years	After it was payable or after its issuance if payable on demand subject to the requirements of ORS 98.308

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(5) **Government Body**

If the Property is:	**And has been Dormant or Inactive for more than:**	**After the:**
(a) Fines, bail, restitution, child support, condemnation payments, judgment proceeds, municipal bonds and the interest thereon, and all other Intangible Property	Two years	Date of the most recent Positive Owner Contact
(b) Tangible Property other than Property seized by a removing authority under ORS 98.245(1)(b), personal Property willfully abandoned by the Owner (e.g., automobiles, furniture, household goods, or other Property specifically addressed by statute); Tangible Property consistent of used personal clothing or household items with little or no commercial value, except Military Medal or any hazardous materials	Two Years	Date of the most recent Positive Owner Contact
(c) Intangible Property, including uncashed warrants	Two Years	The Property has remained unclaimed

(6) **Insurance Company**

If the Property is:	**And has been Dormant or Inactive for more than:**	**After the:**
(a) Funds owing under a life or endowment insurance policy or annuity contract	Three years	Funds become due and payable
(b) A life or endowment insurance policy or annuity contract not matured by actual proof of the death of the insured or annuitant according to the records of the company	Two years	Date the policy or annuity contract matured and the proceeds became due and payable under requirements in ORS 98.314(3)

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(7) **Utility company or municipality**

If the Property is:	**And has been Inactive for more than:**	**After the:**
(a) A Deposit or other sum paid in advance for Utility services	One year	Date of termination of services or funds otherwise become payable
(b) A refund the Utility has been ordered to return	One year	The date the refund became payable

AMEND: 170-145-0020

REPEAL: Temporary 170-145-0020 from OST 1-2025

RULE TITLE: Reporting Form and Format

NOTICE FILED DATE: 12/16/2025

RULE SUMMARY: Establishes timeline and format requirements for the reporting of county tax foreclosure surplus proceeds.

RULE TEXT:

(1) A Holder must submit reports electronically and in the requested format.

(2) A Holder may not consolidate a subsidiary company's report with the parent company report.

(3) A single electronic file will be accepted for the company and any related subsidiaries.

(4) Notwithstanding section (1) of this rule, a Holder may request permission to submit a hard-copy report. The request must be in writing and include an explanation of the difficulty of filing electronically. The Holder must follow the form and format required by the Treasurer if the request is approved.

(5) A Holder must file a Negative Report if required by the Treasurer.

(6) A Holder of lawyer trust account funds or interest on lawyer trust account funds must submit a report in writing and remit the funds to the Oregon State Bar. The Oregon State Bar will provide the report data to the Treasurer based on the Treasurer's instruction.

(7) A Holder of surplus foreclosure funds must submit a report in writing to the Treasurer within 30 days of the date the surplus is determined. The holder must follow the form and format required by the Treasurer.

STATUTORY/OTHER AUTHORITY: ORS 178.050, ORS 98.422, ORS 98.352

STATUTES/OTHER IMPLEMENTED: ORS 98.352

AMEND: 170-145-0025

REPEAL: Temporary 170-145-0025 from OST 1-2025

RULE TITLE: Reporting and Delivery of Property to the Treasurer

NOTICE FILED DATE: 12/16/2025

RULE SUMMARY: Updates and aligns language requirements for aggregate reporting; establishes additional reporting requirements for county tax foreclosure surplus proceeds; clarifying and aligning rule language with practice and program guidance to holders regarding non-transferable and worthless securities.

RULE TEXT:

(1) Every Person holding funds or other Tangible or Intangible Property, presumed abandoned according to ORS 98.302 to 98.352 must report and pay or deliver all such Property to the Treasurer, except that funds transferred to the General Fund by governmental agencies pursuant to ORS 293.455(1)(a) must only be reported to the Treasurer.

(2) The Holder must designate an employee to serve as contact for the report.

(3) For accounts Inactive as of June 30, the Holder must file the report after October 1, but not later than November 1.

(4) The Treasurer may postpone the reporting date or allow early reporting and payment or delivery upon written request by any Person required to file a report. Such action is at the Treasurer's discretion.

(5) A Holder must report all Property, regardless of value, presumed abandoned according to ORS 98.302 to 98.352 and the timelines established in (3) above.

(a) Reported Property must include the following information, if known:

(A) The complete name, address of record, Social Security number, previous names, and any previous addresses of each listed Owner; and

(B) The type of account, identification number, reference number, last activity or transaction date used to presume abandonment, and any specific description of the Unclaimed Property according to the records of the Holder.

(b) Notwithstanding section (5) of this rule, a Holder may request permission to aggregate property valued at $15.00 or less. The request must be in writing and include an explanation why the detail of the property cannot be reported, If the request is approved, the Holder must report all detail available for the Property such as Owner, contact information, amount due and other identifier that would allow the Treasurer to look for Owners and reunite them with their Property. The Holder may choose to upload this information securely through the Unclaimed Property website or send by letter or fax.

(6) In addition to the information required above, a life insurance company must also report the following information, if known:

(a) The full name of each insured or annuitant, or if a class of beneficiaries is named, the full name of each current beneficiary in the class, and according to the Holder's records;

(b) The address of each beneficiary; and

(c) The relationship of each beneficiary to the insured.

(7) A Holder of Safekeeping Depositories must comply with the following additional requirements:

(a) The Holder must complete the specific report form for safekeeping contents or include the required information in the Holder's computer-generated format and file the report, separate from the contents, no later than November 1.

(b) In addition to the information required in section (5) of this rule, list each item left in a Safekeeping Depository, and the identity of the Owner. The Holder must include information about the original box if the Holder moved items to a safekeeping area.

(c) In accordance with directions from the Treasurer, the Holder must deliver the package of Safekeeping Depository contents marked "to be delivered unopened," to the Treasurer by certified mail, return receipt requested or hand carried by a courier. The Treasurer must sign a receipt for the unopened package upon delivery to the Treasurer.

(d) The Holder must clearly identify on the package the Holder's complete name, the branch (if applicable), the return address, and name and phone number of contact person.

(e) With the exception of hazardous Tangible Property, the Holder must forward the complete contents of Safekeeping

Depositories to the Treasurer intact. The Holder may not convert, substitute or exchange any coins and currency found in the box.
(f) The Holder must inventory contents before remitting Tangible Property to the Treasurer and include inside each package the inventory sheet and Owner information. If the Holder returns any boxes to Owners between reporting and remitting Tangible Property to the Treasurer, the Holder must provide documentation for any boxes returned to Owners.
(g) The Holder must include information about Safekeeping Depository costs in its report to the Department. The Treasurer may require the Owner to furnish proof from the Holder pursuant to OAR 170-145-0015 before a claim for a safe deposit box is approved.
(8) A holder of lawyer trust account funds or interest on lawyer trust account funds must comply with 170-145-0025(5) and the following additional requirements:
(a) Provide written reports to the Oregon State Bar in a format provided by the Treasurer.
(b) Property may not be comingled with other property types.
(c) Property may not be reported for non-Oregon addresses. Such Property must be reported to the state of record.
(9) A holder of surplus foreclosure funds must comply with the following additional requirements:
(a) Provide an itemized accounting of all allowable costs charged against the property when determining the surplus under ORS 312.040.
(b) Provide all documentation collected through the foreclosure process that may aid in the return of funds to the rightful owner.
(c) Each individual foreclosure surplus property should be included on its own report. The report should include:
(A) The complete name, address of record, Social Security number, previous names, and any previous addresses of each listed Owner; and
(B) The type of account, identification number, reference number, last activity or transaction date used to presume abandonment, and any specific description of the Unclaimed Property according to the records of the Holder.
(10) Any Holder, business association, transfer agent, registrar or other Person acting on behalf of the Holder of an intangible equity ownership interest deemed unclaimed according to ORS 98.322 must, in addition to supplying the information required in section (5) of this rule:
(a) Report and transfer the shares directly to the Treasurer's designated stockbroker or transfer agent via available electronic medium and include a confirmation of the transfer with the report.
(b) When an electronic method of transfer is not available the Holder must:
(A) Where the original certificate is being held by the Holder for the Owner (i.e., stock or other certificate of ownership of a business association which has been returned to the Holder, who cannot find the Owner), cancel that certificate and issue a replacement certificate of ownership to the Treasurer; or
(B) When the Holder does not hold the original certificate, issue a replacement certificate i.e., a duplicate certificate of ownership or other distribution or stock or other certificates of ownership of a business association issued in the name of the Office of the State Treasurer as custodian of unclaimed Property. The original certificate of ownership is presumed to be in the possession of the missing Owner.
(c) Shares subject to a lien, legal hold, or any other restrictions preventing the holder from receiving, transferring, selling, or otherwise negotiating the shares should not be reported or transferred. This includes securities that are chilled, delisted, frozen, restricted or otherwise non-transferable due to market or regulatory limitations.
(A) Do not report or transfer shares if the cost of liquidation or delivery exceeds the value of the security as of the reporting date. The value should be determined based on each individual issue within a single account. This includes securities that meet both of the following criteria:
(i) A total value under $20 per issue, and
(ii) An individual share price of less than $0.10.
(B) Shares with transfer restrictions should not be reported.
(C) The Holder should maintain the client accounts and if a share gains value sufficient to exceed the cost of liquidation

or delivery, it should be reported and remitted during the next reporting period.
(d) In any case, the Holder must report and forward to the Treasurer all outstanding accrued Dividends, along with the certificate.
(11) In addition to providing the information required in section (5) of this rule, a Holder reporting mutual funds in book entry form must:
(a) Transfer the account directly into the Treasurer's account at the Treasurer's designated broker dealer and forward a confirmation of account transfer to the Treasurer along with the report; and
(b) Forward future income in the form of cash (for example, Dividends, Capital Gains, etc.) payable to the Treasurer from mutual fund accounts with Dividend Reinvestment Plans.
(12) If the Holder is a dissolved agricultural cooperative, the Holder must forward the original reports detailing unclaimed dissolved agricultural cooperative accounts to the Treasurer along with the funds and file a copy of the report with Oregon State University. The Treasurer must reconcile the report to the delivered funds, deduct the costs as provided for in ORS 62.720 and forward the funds to Oregon State University within 14 working days after receiving the funds.
(13) The receiver or other liquidating agent for a dissolved corporation must prepare a report containing the names and Last-known Addresses of the Persons entitled to such funds.
(14) Before October 1 each year, each state agency must prepare a report of all checks, warrants, and orders drawn by it which have been outstanding for a period of more than two years prior to July 1, and that have not been paid by the State Treasurer. The report must not include checks or orders that have already been paid pursuant to indemnity bonds. The agency must forward the report to the Treasurer before November 1.
(15) After October 1, the State Treasurer may refuse payment of the unpresented checks or orders included in the report, and upon instructions by the issuing agency must:
(a) Transfer and credit the amounts of the unpresented checks or orders dedicated for general funding to the General Fund;
(b) Except for federal funds governed by federal laws and rules as provided in ORS 291.003 and 409.040(2), transfer all other funds to the Treasurer; and
(c) Report information about any payment made to an Owner subsequent to filing the report, but before transferring the funds to the Treasurer.
(16) If the Holder of the unclaimed account is a successor to other Persons who previously held the Property, or if the Holder has had a name change, the Holder must include in the initial report prior known names and addresses of the original or previous Holder.

STATUTORY/OTHER AUTHORITY: ORS 178.050, ORS 98.422, ORS 98.352, ORS 312.040, ORS 312.125

STATUTES/OTHER IMPLEMENTED: ORS 98.352, ORS 312.040, ORS 312.125

AMEND: 170-145-0100

RULE TITLE: Voluntary Disclosure Program

NOTICE FILED DATE: 12/16/2025

RULE SUMMARY: Clarifying and aligning rule language with practice and program guidance to holders regarding the Voluntary Disclosure Program.

RULE TEXT:
(1) The Voluntary Disclosure Program allows a Holder to come into compliance with the reporting and delivery of Property presumed abandoned under ORS 98.302 to 98.436 and these rules without interest or penalty under ORS 98.416(2) and ORS 98.992 during the period the Holder participates.
(2) To participate in the Voluntary Compliance Program, a Holder must meet the following criteria. The Holder:
(a) Has identified that it did not report or underreported Property that was Reportable and deliverable in a prior year;
(b) Is not subject to a current Examination under these rules; and
(c) Has not participated in the Voluntary Compliance Program or the Self-audit Program within the past ten years. The Treasurer may waive this requirement if the Property type is new or associated with a merger or acquisition of a new company.
(3) If the Holder qualifies to participate in the Voluntary Disclosure Program, the Holder must:
(a) Enter into a Voluntary Disclosure Agreement with the Treasurer.
(b) Conduct a complete examination of the Holder's, the Holder's subsidiaries or other related entities books and records. Any discovered unclaimed property should be reported regardless of age. Reasonable research to identify unclaimed property must be completed as long as there is reasonable access to past records. At minimum, the review should cover the last six report years;
(c) Report and deliver Property as required under ORS 98.302 to 98.436;
(d) Disclose the following for each subsidiary or related entity:
(A) The Employer Identification or Tax Identification Number issued by the Internal Revenue Service;
(B) The state of domicile;
(C) The state of incorporation; and
(D) The Holder's corporate/organization structure.
(e) Disclose, in writing, all business policy assumptions, methodologies, and estimation techniques (if applicable) used in the determination of Reportable Property;
(f) Certify that due diligence was followed as required by OAR 170-145-0015;
(g) Certify there are policies and procedures in place for handling and reporting unclaimed property;
(h) Certify the content and accuracy of the records examined to the Treasurer, including the reason for each missing or unavailable record; and
(i) File an electronic report in the form and format required by the Treasurer under OAR 170-145-0020 within 180 days after the Holder enters the Voluntary Disclosure Program.
(4) When the Holder completes the Voluntary Disclosure Program, the Holder remains subject to interest or penalty under ORS 98.416(2) and 98.992 for failing to report, pay, or deliver Property under ORS 98.302 to 98.436 for periods other than those covered by the Voluntary Disclosure Program.
(5) The Treasurer at any time may conduct an Examination of the Holder's records under ORS 98.412.

STATUTORY/OTHER AUTHORITY: ORS 178.050, ORS 98.302 - 98.436, ORS 98.992

STATUTES/OTHER IMPLEMENTED: ORS 98.302 - 98.436, ORS 98.992